

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House
(317) 232-9855

FISCAL IMPACT STATEMENT

LS 7083

BILL NUMBER: HB 1435

DATE PREPARED: Dec 29, 2000

BILL AMENDED:

SUBJECT: Contract Carriers Transporting Railroad Employees.

FISCAL ANALYST: James Sperlik

PHONE NUMBER: 232-9866

FUNDS AFFECTED: X GENERAL
X DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: This bill adds new license and safety standards for contract carriers that transport railroad employees. It also makes conforming changes.

Effective Date: July 1, 2001.

Explanation of State Expenditures: The bill provides for the Department of State Revenue to implement and administer the bill. There will be no fiscal impact on the Department of State Revenue's Motor Carrier Services Division since they currently regulate contract carriers. The fund affected is the Motor Carrier Regulation Fund.

Explanation of State Revenues: *Penalty Provision:* The bill provides for a Class C Infraction for violation of the provisions of the bill. If additional court cases occur, revenue to the State General Fund may increase if infraction judgments and court fees are collected. The maximum judgment for a Class C infraction is \$500 which is deposited in the State General Fund. If court actions are filed and a judgment is entered, a court fee of \$70 would be assessed. 70% of the court fee would be deposited in the State General Fund if the case is filed in a court of record or 55% if the case is filed in a city or town court.

Explanation of Local Expenditures:

Explanation of Local Revenues: *Penalty Provision:* If additional court actions are filed and a judgment is entered, local governments would receive revenue from the following sources: (1) The county general fund would receive 27% of the \$70 court fee that is assessed in a court of record. Cities and towns maintaining a law enforcement agency that prosecutes at least 50% of its ordinance violations in a court of record may receive 3% of court fees. If the case is filed in a city or town court, 20% of the court fee would be deposited in the county general fund and 25% would be deposited in the city or town general fund.(2) A \$3 fee would be assessed and, if collected, would be deposited into the county law enforcement continuing education fund.

(3) A \$2 jury fee is assessed and, if collected, would be deposited into the county user fee fund to supplement the compensation of jury members.

State Agencies Affected: Department of State Revenue.

Local Agencies Affected: Trial courts, local law enforcement agencies.

Information Sources: Jim Poe, Director of Motor Carrier Services Division of the Department of State Revenue, 615-7201.